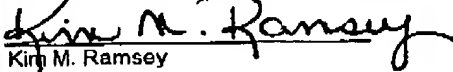


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Kim M. Ramsey

PATENT APPLICATION
Attorney Docket No. 2705-170

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Ramesh Kalimuthu et al.

Confirmation No. 4300

Serial No.: 09/944,252

Examiner: Kwang Bin YAO

Filed: August 30, 2001

Group Art Unit: 2616

For: DEVICES, SOFTWARES AND METHODS FOR DYNAMIC
BANDWIDTH ALLOCATION FOR ATM CONNECTIONSMAIL STOP PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450TRANSMITTAL LETTER

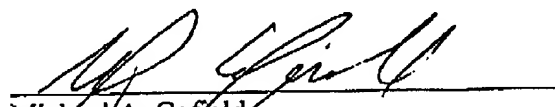
Enclosed for filing in the above-referenced application are the following:

- ☒ Petition For New Notice of Allowance and To Withdraw Holding Of Abandonment And Statement By Michael A. Cofield
- ☒ Exhibits A, B and C
- ☒ Any deficiency or overpayment should be charged or credited to Deposit Account No. 13-1703.

Customer No. 20575

Respectfully submitted,

MARGER JOHNSON & McCOLLOM, P.C.


Michael A. Cofield
Reg. No. 54,630

MARGER JOHNSON & McCOLLOM, P.C.
210 SW Morrison Street, Suite 400
Portland, OR 97204
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Kim M. Ramsey
Kim M. Ramsey

PATENT APPLICATION
Attorney Docket No. 2705-170

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Ramesh Kalimuthu et al. Confirmation No. 4300
Serial No.: 09/944,252 Examiner: Kwang Bin YAO
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For: DEVICES, SOFTWARES AND METHODS FOR DYNAMIC
BANDWIDTH ALLOCATION FOR ATM CONNECTIONS

MAIL STOP PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION FOR ISSUANCE AND
TO WITHDRAW HOLDING OF ABANDONMENT AND
STATEMENT BY MICHAEL A. COFIELD

1. I hereby petition to withdraw the holding of abandonment in the above referenced patent application and request issuance in accordance with Delgar Inc. v. Schuyler, 172 USPQ 513, on the grounds that the Notice of Allowance forming the basis of the abandonment was not received by Applicant's attorneys.

2. I hereby state:

(a) The Notice of Allowance indicated as mailed on January 9, 2006, was not received. (Exhibit A - USPTO pair-direct search)

(b) A search of the file jacket and the docket records in my office by Gina Henderson, our Docket Manager, indicates that the Notice of Allowance was not received.

3. Attached is a copy of our docket record showing that the Notice of Allowance was not received. Had the Notice of Allowance been received, it would have been entered, which it was not. Instead, our Docket Manager entered "Petition to Revive," which is standard procedure when an unexpected Notice of Abandonment is received instead of the expected Notice of Allowance. (Exhibit B - Case Information for 2705-170)

4. Attached is a Memorandum from Gina Henderson, including screen shots from our electronic database, showing that, according to our database, the status of this patent application is pending and not allowed. (Exhibit C - Memorandum re: 2705-170)


5. In consideration of these submissions, it is respectfully requested that the holding of abandonment be withdrawn.

I, Michael A. Cofield, hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Customer No. 20575

Respectfully submitted,

MARGER JOHNSON & McCOLLOM, P.C.



Michael A. Cofield
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Google Search 157 checked 100% 100%

Help Feedback Other Links Submissions Change Password Employment Licensing US Patent Office Mail Information Information Contact Us	Application Number: 09944,252 Filing or 371(a) Date: 08-30-2001 Application Type: Utility Examiner Name: YAO, KWANG BIN Group Art Unit: 2610 Confirmation Number: 4300 Attorney/Agent Number: 2705-170 Class/ Sub Class: 370/232 First named inventor: Ramesh Kallimuthu, Fremont, CA (US) Title Of Invention: DEVICES, SOFTWARES AND METHODS FOR DYNAMIC BANDWIDTH ALLOCATION FOR ATM CONNECTIONS	Customer Number: 20570 Status: Abandoned - Failure to Pay Issue Fee Status Date: 05-16-2006 Location: ELECTRONIC Location Date: Earliest Publication (U.S.): Latest Publication (U.S.): Patent Number: Issue Date of Patent:
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☐ Display References
☐ Image File Wrapper
☐ Patent Term Adjustment History

Search

File History	
Date	Contents Description
05-16-2006	Mail Abandonment for Failure to Pay Issue Fee
05-16-2006	Abandonment for Failure to Pay Issue Fee
03-21-2006	Case Docketed to Examiner in GAU
02-22-2006	Correspondence Address Change
01-09-2006	Mail Notice of Allowance
04 DEC 2002	Notice of Allowance Date Verification Completed

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Fig. 2.

The screenshot shows a software application window titled 'Patents'. Inside, there is a 'Patent Data' window. The 'Patent Data' window has a table with the following columns: 'MAN', 'Filing to Review', 'Dis Date', 'Comp Date', and 'Flag'. The table contains two rows of data:

MAN	Filing to Review	Dis Date	Comp Date	Flag
0A3	AMEND	21Dec2005	06Oct2005	
FCL	Filing receipt?	29Nov2001	15Oct2001	

An arrow points to the 'Dis Date' column header. The interface also includes a sidebar with buttons like 'Outstanding', 'Highlighting', 'Remove', 'Comp', 'Cancel', 'Print', 'Help', and 'Exit'.

EXHIBIT C

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